## APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office	3 1995
Corrected application filed	Map filed JAN 1 3 1995 under 60782
The applicant Barrick Goldstrike M	r
P.O. Box 29	of Elko
	hereby makeSapplication for permission to change the
Point of Diversion Point of diversio	on, manner of use, and/or place of use
ermi	it 54928.
Identify	y existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
dentify right in Decree.	
Underground (EW-1	14)
1. The source of water is	Name of stream, lake, underground spring or other source.
2. The amount of water to be changed	Name of stream, lake, underground spring or other source.  Second feet, acre feet. One second foot equals 448.83 gallons per minute.  Dewatering
Irrigation, po Mining	ower, mining, industrial, etc. If for stock state number and kind of animals.  Milling & Dewatering
4. The water heretofore permitted forIrrigat	, Milling & Dewatering  tion, power, mining, industrial, etc. If for stock state number and kind of animals.  NE‡ NW‡ of Section 19, T 36 N, R 50 E,  nt
5. The water is to be diverted at the following poir	NET NWT OI SECTION 19, T 36 N, K 30 E,
MDB&M., at a point from which the I	nt
distance to a section corner. If on unsurveyed land, it should be stat	ted.
2103.90 leet.	
6. The existing permitted point of diversion is loca	NET SWT of Section 24, T 36 N, R 49 F
, 0.	If point of diversion is not changed, do not answer.  East ‡ corner of Section 24 bears N 85° 24' 05"
3008.86 feet.	
SEI SWI, NEI SE	1, S1 SE1 Section 12, All of Section 13; SW1 SW1
7. Proposed place of use SE4 Describe by leaving the D	egal subdivisions: If for irrigation state number of acres to be irrigated.
Section 14; NW# SE#, S# SE# Section 23	n 15; SE $\frac{1}{4}$ NW $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , NE $\frac{1}{4}$ Section 22; W $\frac{1}{2}$ NW $\frac{1}{4}$ , HDB&M.
St SEt, SWt Section 7; St St Section	on 8; All of Sections 17, 18, 19 & 20; St NW:
Section 28; N <sub>2</sub> Section 29; SE <sub>4</sub> SE <sub>4</sub> Seame as Above	, war Ea, war Section 30, T36N, R50E, MDB&M.
Y Evicting place of use	ions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed	from irrigation.
9. Use will be from January 1 Month and Day	toof each year.
January 1	December 31 ,
0. Use was permitted from Month; and Day	Month and Day. of each year.
1. Description of proposed works. (Under the pro	visions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works	Well, Pipelines, Storage Ponds
specifications of your diversion of storage works	State manner in which water is to be diverted, i.e. diversion structure.
ditches, pipes and flumes, or drilled well, etc:	
2. Estimated cost of works \$30,000	
	years
2. Estimated the constant transfer.	z

5 years

consumptive use: Annual consumptive Use wil	l be 176,928,786 gallons.	•
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	HIGH DESERT Engi s/Robert E. Morl	
cl/nsr cl/bk	Elko, Nevada 898	
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otested		······································
APPI	ROVAL OF STATE ENGINEER	
This is to certify that I have examined the lowing limitations and conditions:	foregoing application, and do hereby	grant the same, subject to the
conditions imposed in said Perr rights on the source will be af meter must be installed and mai diversion and accurate measurement The totalizing meter must be installed proof of completion of work designated by the State Engineer	fected by the change proposentained in the discharge pipents must be kept of water paralled before any use of the k is filed. This source is pursuant to NRS 534.030.	ed herein. A totalizing peline near the point of placed to beneficial use ne water begins or before
obtained as a result of the discontinuous continuous and other related mining and milliuses within the described place Newmont Gold Company for the sar 4 Mill.  Any water not used for mil Ranch on land for irrigation us Permits 16951 (Certificate 5605) 28967 (Certificate 10227), 29952 (CONTINUED ON PAGE 2)	ing, milling, heap leaching, ling uses (hereafter referred of use) before usage from warme purposes stated above at ming and milling purposes more presently described under , 16952 (Certificate 5606), 2 (Certificate 10043), 29953 (Certificate 10043),	e used first by Barrich drilling, road watering to as mining and milling ater supply wells, and by what is known as the No ay be utilized by the Transition of the place of use under the place of use under 8966 (Certificate 10044), 3024
obtained as a result of the digital conditions of the digital control of the digital control of the digital control of the digital control of the same digital control of	lewatering operation will be ing, milling, heap leaching, ling uses (hereafter referred of use) before usage from wa me purposes stated above at ining and milling purposes m se presently described under , 16952 (Certificate 5606), 2 (Certificate 10043), 29953 ( mited to the amount which can be applied	e used first by Barrich drilling, road watering to as mining and milling ater supply wells, and by what is known as the No ay be utilized by the True the place of use under \$966 (Certificate 10226) Certificate 10044), 30246 ed to beneficial use, and not to
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Page 2 60785

## (PERMIT TERMS CONTINUED)

(Certificate 10046), 30241 (Certificate 10047), 30242 (Certificate 10048), 30253 (Certificate 10229), 30849 (Certificate 10057), 31288, 31289, 34766, 34767, 34768, 34769, 34770, 34771, 34772, 34773, 36020, 36021, 36022, 36023, 36024, 52941, 52942, 52943, 52944, 52945, 52946, 52947, 52948, 52949 and 52950 or any subsequent changes of the place of use of these rights.

The intent, in the interests of the best and most efficient management of the resource, is to substitute water from the dewatering of the pit area for water presently authorized to be withdrawn from the Boulder Flat Groundwater Basin under the above described permits.

Any water not used for mining and milling purposes may be utilized: to address water right impairment, if any, resulting from the diversion of water pursuant to the Barrick applications; to satisfy water use and water management requirements, if any, resulting from actions taken by other governmental agencies; to reinject or infiltrate water; to replace existing authorized groundwater withdrawals; and to serve other beneficial uses that would not adversely impact other water rights.

This water may be diverted to storage and/or discharge through the reservoir constructed under Dam Application J-320. Rights to place such water to use for consumptive purposes or non-consumptive purposes will be provided under Primary Permit 55272 and any secondary permits issued thereunder.

No water from this dewatering operation will be discharged to any natural

drainages unless specifically approved by the State Engineer.

The total combined consumptive duty of water under Permits 55138, 55139, 55140, 55141, 55142, 55143, 55145, 55146, 55148, 55149, 55150, 57217, 57218, 57222, 57223, 57224, 57225, 57226, 57227, 57230, 57231, 57233, 58354, 58355, 58469, 58470, 58471, 58472, 58473, 58474, 58475, 58476, 58543, 58544, 58545, 58546, 58547, 59685, 59686, 59687, 59688, 59689, 59692, 59693, 59860, 59861, 60565, 60566, 60782, 60783, 60784, 60785, 60786, 60787—T, 60788, 60789—T through 60804—T, inclusive, 61248—T, 61407, 61489—T and 61809—T through 61837—T, inclusive, will not exceed 11,733.0 acre—feet annually for mining and milling purposes.

This permit does not extend the permittee the right of ingress and egress on

public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued subject to approval by the Nevada Division of Environmental Protection of the dewatering project.

This permit is subject to the "Boulder Valley Monitoring Plan" previously

approved by the State Engineer on April 10, 1991.

A monthly report will be submitted to the State Engineer within 10 days after the end of each month which shall include measurement of: the volume of water pumped from each well, the volume of water consumptively used for mining purposes projectwide and the volume of water diverted to storage in the reservoir.

A year-end report will be submitted to the State Engineer no later than 45 days after the end of the calendar year. The report will state: (1) the number of wells drilled under the permits, (2) the number of abandoned wells, (3) the exact location of each well drilled or abandoned, and (4) a supporting map illustrating well locations.

The State Engineer retains the right at any time to require the permittee to cooperate in the funding of additional monitoring and modeling by an independent third party. The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of all data submitted on the dewatering program, water use and the monitoring plan. The State Engineer retains the right to regulate pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

Upon permanent cessation of all mining, milling and dewatering purposes, all water granted under the permits will revert back to the source from which it was appropriated, except for any water requirements needed for any mine closure plan

and/or to mitigate any adverse effects caused by dewatering.

All of the above stated conditions are issued subject to having no adverse impacts on existing rights.

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## APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JAN 1 3 (Returned to applicant for correction	
	Map filed <b>JAN 1 3 1995</b> under 60782
———	
The applicant Barrick Goldstrike Mines	Inc.
P.O. Box 29 Street and No. or P.O. Box No.	ofE1ko
Street and No. or P.O. Box No.  Nevada 89803	City or Town
State and Zip Code No. Point of Diversion	hereby make application for permission to change the
Point of diversion, m.	anner of use, and/or place of use
of water heretofore appropriated under Permit 5492	8 ting right by Permit, Certificate, Proof or Claim Nos. If Degreed, give title of Decree and
identity exis	ting right by Permit, Certificate, Proof of Claim Nos. If Degreed, give title of Decree and
identify right in Decree.	
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1. The source of water is Underground (EW-1	e of stream, lake, underground spring or other source.
, idani	e of stream, take, underground spring or other source.
2. The amount of water to be changed	cond feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling Irrigation, power,	mining, industrial, etc. If 191 stock state number and kind of animals.
Mining M	lilling & Dewattering
irrigation,	power, mining, industrial, etc. If for stock state number and kind of animals.  NE4 NW4 of Section 19, T 36 N, R 50 E, MDB&I  Describe as being within a 40-acre subdivision of public survey and by course and
at a point from which the NW cor distance to a section corner. If on unsurveyed land, it should be stated.	ner of said Section 19, bears N 89°10'08"W,
2103.90 feet.	
6. The existing permitted point of diversion is located	within NE's SW's of Section 24, T 36 N, R 49 E
•	If point of diversion is not changed, do not answer.
MDBam., at a point from which th	e East % corner of said Section 24 bears N 8
24'05"E, 3008.86 feet.	}
NEW NEW, SY NEW, SEW Sewetton 14; NEW Section 22; Wy NWW, SW SEW, 24, 25, 26, T36N, R49E, MDB&M.,	કું SE4 Section 12, All of Section 13; SW4 SW4 આપેપ્રિમુંગાઉદ્યુપ ઉદ્યુપ ઉદ્યુપ ઉદ્યુપ ઉદ્યુપ ઉદ્યુપ પ્રમાણ કર્યા પ્રમાણ કર્યા પ્રમાણ કર્યા પ્રમાણ કર્યા પ્ર N½ NE4, SW4 NE4 Section 23; All of Sections S½ SE4, SW4 Section 7; S½ S½ Section 8; All of Section 28; N½ Section 29; SE4 SE4, W½ E½,
Same as Above	•
Describe by legal subdivisions.	If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from	irrigation.
9. Use will be from January 1  Month and Day	to December 31of each year.
10. Use was permitted from January 1	to December 31 of each year.
<i>₹</i>	ons of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.)	Well, Pipelines, Storage Ponds State manner in which water is to be diverted, i.e. diversion structure
ditches, pipes and flumes, or drilled well, etc.	
12. Estimated cost of works \$30,000	
<del>-</del> .	3 vears
13. Estimated time required to construct works	/ 10413

14.	Estimated time required to complete the application of wa	ter to beneficial use.	5 years				
	Remarks: For use other than irrigation or stock watering consumptive use:	g, state number and	type of units to be served or annual				
,	Annual Consumptive Use will be 176,928,786 gallons						
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			***************************************				
		HIGH DESERT E	ngineering, Agent				
	Ву	s/Robert E. Mo	orley eet				
Com	npared jk/sm cl/bk	Elko, Nevada 8					
	ested						
		··-					
	APPROVALOF	STATE ENGINEE	R				
7	This is to certify that I have examined the foregoing app	olication, and do he	ereby grant the same, subject to the				
follo	owing limitations and conditions:		· -				
This permit to change the point of diversion of the waters of an underground source as heretofore granted under Permit 54928 is issued subject to the terms and conditions imposed in said Permit 54928 and with the understanding that no other rights on the source will be affected by the change proposed herein. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. This source is located within an area designated by the State Engineer pursuant to NRS 534.030.  This permit will allow the permittee to dewater the pit area. Any water obtained as a result of the dewatering operation will be used first by Barrick Goldstrike Mines, Inc., for mining, milling, heap leaching, drilling, road watering and other related mining and milling uses (hereafter referred to as mining and milling uses within the described place of use) before usage from water supply wells, and by Newmont Gold Company for the same purposes stated above at what is known as the No. 4 Mill.  Any water not used for mining and milling purposes may be utilized by the TS Ranch on land for irrigation use presently described under the place of use under Permits 16951 (Certificate 5605), 16952 (Certificate 5606), 28966 (Certificate 10024), 28967 (Certificate 10227), 29952 (Certificate 10043), 29953 (Certificate 10044), 30240 (CONTINUED ON PAGE 2)  The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to							
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т.	eet annually.		***************************************				
Work	k must be prosecuted with reasonable diligence and be com	pleted on or before	August 4, 1996				
Proof	f of completion of work shall be filed before		September 4, 1996				
Appli	ication of water to beneficial use shall be made on or before	e	August 4, 1998				
Proof	f of the application of water to beneficial use shall be filed	on or before	September 4, 1998				
Мар	in support of proof of beneficial use shall be filed on or be	efore	N/A				
_		\	D MTCTINGS SECTIONS TO THE				
Compl			R. MICHAEL TURNIPSEED, P.F.				
Proof o	of beneficial use filed	this 15th day					
Cultura	ral map filed	06 /	,				
Certific	icate NoIssued	Michal	hugesulez.				

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## (PERMIT TERMS CONTINUED)

(Certificate 10046), 30241 (Certificate 10047), 30242 (Certificate 10048), 30253 (Certificate 10229), 30849 (Certificate 10057), 31288, 31289, 34766, 34767, 34768, 34769, 34770, 34771, 34772, 34773, 36020, 36021, 36022, 36023, 36024, 52941, 52942, 52943, 52944, 52945, 52946, 52947, 52948, 52949 and 52950 or any subsequent changes of the place of use of these rights.

The intent, in the interests of the best and most efficient management of the resource, is to substitute water from the dewatering of the pit area for water presently authorized to be withdrawn from the Boulder Flat Groundwater Basin under

the above described permits.

Any water not used for mining and milling purposes may be utilized: to address water right impairment, if any, resulting from the diversion of water pursuant to the Barrick applications; to satisfy water use and water management requirements, if any, resulting from actions taken by other governmental agencies; to reinject or infiltrate water; to replace existing authorized groundwater withdrawals; and to serve other beneficial uses that would not adversely impact other water rights.

This water may be diverted to storage and/or discharge through the reservoir constructed under Dam Application J-320. Rights to place such water to use for consumptive purposes or non-consumptive purposes will be provided under Primary Permit

55272 and any secondary permits issued thereunder.

No water from this dewatering operation will be discharged to any natural

drainages unless specifically approved by the State Engineer.

The total combined consumptive duty of water under Permits 55138, 55139, 55140, 55141, 55142, 55143, 55145, 55146, 55148, 55149, 55150, 57217, 57218, 57222, 57223, 57224, 57225, 57226, 57227, 57230, 57231, 57233, 58354, 58355, 58469, 58470, 58471, 58472, 58473, 58474, 58475, 58476, 58543, 58544, 58545, 58546, 58547, 59685, 59686, 59687, 59688, 59689, 59692, 59693, 59860, 59861, 60565, 60566, 60782, 60783, 60784, 60785, 60786, 60787-T, 60788, 60789-T through 60804-T, inclusive, 61248-T, 61407, 61489-T and 61809-T through 61837-T, inclusive, will not exceed 11,733.0 acre-feet annually for mining and milling purposes.

This permit does not extend the permittee the right of ingress and egress on

public, private or corporate lands.

7, 1994.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued subject to approval by the Nevada Division of Environmental Protection of the dewatering project.

This permit is subject to the "Boulder Valley Monitoring Plan" previously

approved by the State Engineer on April 10, 1991.

The total combined diversion rate of water under Permits 55139, 55140, 55141, 55142, 55143, 55144, 55145, 55146, 55147, 55148, 55149, 55150 and any subsequent changes will not exceed 100.0 cubic feet per second, and the total combined withdrawal of water under these permits and any subsequent changes will not exceed 72,000.0 acrefeet annually.

The authorized uses under this permit are subject to the terms and provisions of the "Stipulation, Settlement Agreement and Withdrawal of Protest" between Barrick, or its successors, and Eureka County, filed in the State Engineer's Office on November

A monthly report will be submitted to the State Engineer within 10 days after the end of each month which shall include measurement of: the volume of water pumped from each well, the volume of water consumptively used for mining purposes projectwide and the volume of water diverted to storage in the reservoir.

A year-end report will be submitted to the State Engineer no later than 45 days after the end of the calendar year. The report will state: (1) the number of wells drilled under the permits, (2) the number of abandoned wells, (3) the exact location of each well drilled or abandoned, and (4) a supporting map illustrating well locations.

The State Engineer retains the right at any time to require the permittee to cooperate in the funding of additional monitoring and modeling by an independent third party. The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of all data submitted on the dewatering program, water use and the monitoring plan. The State Engineer retains the right to regulate pumping from the dewatering project and/or any other groundwater withdrawals herein authorized to protect the public interest and existing rights.

Upon permanent cessation of all mining, milling and dewatering purposes, all water granted under the permits will revert back to the source from which it was appropriated, except for any water requirements needed for any mine closure plan

and/or to mitigate any adverse effects caused by dewatering.

All of the above stated conditions are issued subject to having no adverse impacts on existing rights.

